

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF OKLAHOMA**

BIGIE LEE RHEA, )  
v. )  
Plaintiff, )  
APACHE CORPORATION, )  
Defendant. )  
Case No. 6:14-cv-00433-JH

**MOTION FOR ORDER AUTHORIZING  
PAYMENT OF ADMINISTRATION, NOTICE AND DISTRIBUTION COSTS**

Pursuant to the parties' Stipulation and Agreement of Settlement (the "Settlement Agreement"),<sup>1</sup> Plaintiff Bigie Lee Rhea ("Plaintiff"), moves for an order authorizing payment of Administration, Notice, and Distribution Costs in the amount of \$17,092.23, which consists of: (1) \$9,200.42 to JND Class Action Administration ("JND"); and (2) \$7,891.81 to Barbara A Ley ("Ley") for professional services rendered in this case.

Pursuant to the Settlement Agreement, Administration, Notice, and Distribution Costs includes costs incurred by Plaintiff’s Counsel and/or Plaintiff “associated with experts, consultants or other personnel retained for purposes of administration, distribution, and notification.” Settlement Agreement at ¶1.1. Further, the parties agreed to ask the Court to appoint a Settlement Administrator to administer the settlement. *Id.* at ¶1.39. On March 1, 2022, the Court appointed JND as Settlement Administrator in its Order Granting Preliminary Approval of Class Action Settlement. *See* Dkt. No. 486 at ¶8 (“Preliminary Approval Order”). Also pursuant to the

<sup>1</sup> The Settlement Agreement is filed as Exhibit 1 to Memorandum of Law in Support of Class Representative's Motion to Preliminarily Approve Class Action Settlement, Approve Form and Manner of Notice, and Set Date for Final Approval Hearing. *See* Dkt. No. 484-1.

Settlement Agreement, Class Counsel asked Ley to assist in allocating and distributing the Net Settlement Fund to Class Members. *See, e.g.*, Dkt. No. 492-2 at ¶2 (“Affidavit of Barbara A. Ley”).

JND and Ley have invoiced Plaintiff for services rendered in connection with allocating and distributing the Net Settlement Fund to Class Members in the following amounts and for the following time periods:

- JND: \$9,200.42 for October 1 – October 31, 2022. *See* Exhibit 1 hereto.
- Ley: \$7,891.81 through December 10, 2022. *See* Exhibit 2 hereto.

Accordingly, Plaintiff respectfully requests the Court approve a payment of Administration, Notice, and Distribution Costs from the Settlement Account in the amount of \$17,092.23. *See* Exhibits 1 and 2.

A proposed Order is submitted concurrently herewith.

DATED: December 21, 2022.

Respectfully submitted,

*/s/ Andrew G. Pate*

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**CLASS COUNSEL**

**CERTIFICATE OF SERVICE**

I hereby certify that on December 21, 2022, a true and correct copy of the above and foregoing document was served in accordance with the Local Rules on all counsel of record through the Court's CM/ECF filing system.

/s/ Andrew G. Pate  
Andrew G. Pate